

REMARKS

Claims 7, 10, 11, 13, 27, 30, 31, 36, 37, 41, 46, 55 and 56 are pending in this application. By this Amendment, claims 7, 10, 11, 13, 27, 36, 37 and 41 are amended, claims 9, 12, 14, 16, 29, 43-45, 47, 48, 52 and 53 are canceled and claims 55 and 56 are newly added.

The Office Action rejects claims 7, 9-14, 16, 27, 30, 31, 36, 37, 41, 45 and 46 under 35 U.S.C. 103(a) as being allegedly unpatentable over U.S. Patent No. 7,018,663 to Sharony (hereinafter “Sharony”) in view of U.S. Patent Publication No. 20050043042A1 to Hwang (hereinafter “Hwang”).

In rejecting claim 27, the Office Action admits that Sharony does not specifically disclose initiating a location process in response to a user initiated command at the device to be located. The Office Action alleges that Hwang discloses initiating a location process in response to a user command at the device to be located. In particular, the Office Action points to paragraph [0005] of Hwang for this alleged teaching. At paragraph [0005], Hwang discloses that when a calling party calls a public safety answering point, the location of the calling party is determined to expedite delivery of emergency assistance.

Independent claims 27, 36 and 41 are amended herein to clarify that the user initiated location command at the device to be located causes generation and transmission of **a non-telephone call** wireless LAN signal comprising a message that indicates a wireless LAN location procedure is to be performed. This is to be distinguished from Hwang that discloses merely a caller making a telephone call to an emergency responder facility and determining the location of the caller. Hwang does not teach or suggest responding to user initiation of a location command at the device to generate a non-telephone wireless LAN signal that comprises a message indicating a wireless LAN location procedure is to be performed. In fact, Hwang merely suggests a caller being located based on, and in response to, a telephone call received from the caller at an emergency responder facility. It is respectfully submitted that combining the teachings of Hwang with Sharony would not render the subject matter of claims 27, 36 and 41 unpatentable because Hwang fails to teach user initiation of a location procedure by generation

and transmission of a non-telephone call wireless LAN signal. For these reasons, it is respectfully submitted that independent claims 27, 36 and 41 are in condition for allowance.

Claims 7, 11 and 13 are amended herein to depend from claim 27. Claim 10 is amended to depend from claim 30, which in turn depends from claim 27. New claims 55 and 56 depend from claim 41 and are directed to subject matter similar to that of dependent claims 30 and 11, respectively. It is respectfully submitted that dependent claims 7, 10, 13, 30, 31, 37, 46, 55 and 56 are allowable based on their dependency on what are now believed to be allowable independent claims.

Based upon the foregoing, it is respectfully submitted that the present application is in condition for allowance. Should the Examiner have any questions or comments, the Examiner is cordially invited to telephone the undersigned so that the present application may receive a prompt Notice of Allowance. No fees are believed to be due. Applicant hereby petitions for any extension of time that may be necessary to maintain the pendency of this application. The Commissioner is hereby authorized to charge payment of any additional fees required for the above-identified application or credit any overpayment to Deposit Account No. 05-0460.

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Respectfully submitted by:

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